



LANGROCK SPERRY & WOOL

ATTORNEYS AT LAW

SDMS DocID

527576

MIDDLEBURY:

PETER F. LANGROCK  
ELLEN MERCER FALLON  
WILLIAM B. MILLER, JR.  
JAMES W. SWIFT  
EMILY J. JOSELSON  
JOHN F. EVERS  
SUSAN M. MURRAY  
JOHN L. KELLNER  
MITCHELL L. PEARL  
KEVIN E. BROWN

MIDDLEBURY:

15 S. Pleasant St.  
P.O. Drawer 351  
Middlebury, Vermont  
05753-0351  
802-388-6356  
Fax 802-388-6149

BURLINGTON:

275 College Street  
P.O. Box 721  
Burlington, Vermont  
05402-0721  
802-864-0217  
Fax 802-864-0137

BURLINGTON:

MICHAEL W. WOOL  
MARK L. SPERRY  
CHRISTOPHER L. DAVIS  
LIAM L. MURPHY  
THOMAS Z. CARLSON  
ALISON J. BELL

ERIC M. KNUDSEN  
LISA B. SHELKROT

F. RENDOL BARLOW  
FRANK H. LANGROCK  
BETH ROBINSON  
DEVIN McLAUGHLIN

AFFILIATED COUNSEL:  
ROLAND GRAY, III

November 18, 1996

11.9

REPLY TO:  
BURLINGTON OFFICE

Hugh Martinez, Esq.  
United States Environmental Protection Agency  
John F. Kennedy Federal Building / SEL  
Boston, MA 02203

Superfund Records Center

SITE: Bennington  
BREAK: 11.9  
OTHER: 527576

Re: Bennington Potters, Inc. / Bennington Landfill Superfund Site

Dear Mr. Martinez:

I represent Bennington Potters, Inc. and am responding to Mary Jane O'Donnell's November 12, 1996 letter to Mr. Richard Swenson (a copy of which is attached). My clients would be interested in finding out more about the PRP coalition to develop the proposed De Minimis Settlement and I therefore ask that this information and all future correspondence be addressed to me at the Burlington address above. I look forward to hearing from you.

Very truly yours,

  
Liam L. Murphy

LLM/psm  
Enclosure

cc: David Gil, Bennington Potters, Inc.

29129\_1



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION I  
JOHN F. KENNEDY FEDERAL BUILDING  
BOSTON, MASSACHUSETTS 02203-0001

November 12, 1996

Mr. Richard H. Swenson  
Bennington Potters, Inc.  
324 County Street  
P.O. Box 199  
Bennington, VT 05201-0199

RE: Final Settlement Opportunity; Bennington Landfill Superfund Site

Dear Mr. Richard H. Swenson:

EPA is encouraging your company to become part of the settlement for the Bennington Landfill Superfund Site. By joining the settlement, your company would gain protection from Superfund cost recovery actions that may be brought by EPA or other Potentially Responsible Parties (PRPs) against your company.

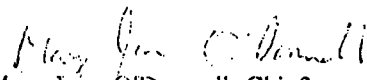
EPA is in the final stages of reaching an agreement with 17 PRPs at the Site that will resolve a substantial portion of these parties' liability and result in the performance of necessary response actions at the Site. The negotiations for the Site are expected to be completed by the end of 1996.

EPA is also working with the PRP coalition to develop a De Minimis Settlement for those parties that meet the requirements for this type of settlement. By becoming part of the De Minimis settlement your company would resolve all liability that you have for the Site and would receive substantial protection from legal claims made by other parties.

**It is imperative that your company contact EPA as soon as possible to take advantage of this opportunity.**

Please contact either the project manager, Edward Hathaway, at (617) 573-5782, or have your attorney contact the EPA site attorney, Hugh W. Martinez, at (617) 565-4526, if you have questions or wish to participate in the settlement.

Sincerely,

  
Mary Jane O'Donnell, Chief  
ME/VT/CT Superfund Section

Enclosure: PRP list

cc: Hugh Martinez, EPA Attorney  
Edward Hathaway, EPA RPM  
Mark Gallagher, U.S. DOJ  
Stan Cornille, VT DEC  
John Kessler, VT AG  
David P. Rosenblatt, Burns and Levinson, PRP Counsel



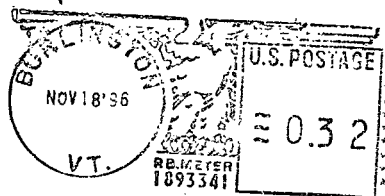
Recycled/Recyclable  
Printed with Soy/Canola Ink on paper that  
contains at least 75% recycled fiber

PRPs included in the negotiation coalition:

Town of Bennington  
Eveready  
Globe/Johnson Controls  
Bijur Lubricating  
Textron/Ben Mont  
Bennington Iron Works  
U.S Tsubaki  
Chemical Fabrics  
CLR/Sibley Corp.  
Masco/Schmelzer  
Bennington College  
Triangle PWC  
VT AOT  
SW VT Medical Center  
Add/Heald  
VT Bag and Film  
Central VT Pub. Service

PRPs that are not currently participating in the negotiation/settlement process:

Lauzon Industries.  
Monument Plastics  
Creative Products  
Courtalds  
Bennington Banner  
Merril Transportation  
H.M Tuttle Company  
Monument Industries  
Vermont Tissue Paper  
Bennington Potters  
Berkshire Cleanway  
Bernie's Trucking  
Church Septic  
Wilson Trucking  
Eastern Mountain Transport  
Environmental Action  
Jack and Tom Sweet  
Ted Senegal



Hugh Martinez, Esq.  
United States Environmental Protection Agency  
John F. Kennedy Federal Building / SEL  
Boston, MA 02203

